

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of)

ANGEL et al.)

Serial No. 09/811,542)

Filed: March 20, 2001)

Art Unit: 1615

Examiner: Joynes

For: HARD CAPSULES COMPRISING POLYMERS OF VINYL ESTERS AND
POLYETHERS, THEIR USE AND PRODUCTION

TERMINAL DISCLAIMER

Honorable Commissioner of
Patents and Trademarks
Washington, D. C. 20231

Sir:

Your Petitioner, BASF Aktiengesellschaft, a corporation of Germany, having a place of business at D-67056 Ludwigshafen, Germany, is the Assignee of the entire right, title and interest in and to pending U.S. Application Serial No. 09/811,542, filed March 20, 2001, as evidenced by the assignment recorded on Reel 011625, Frame 0863, on March 20, 2001.

Your Petitioner, by the undersigned attorney of record, hereby disclaims the terminal part of any patent granted on application Serial No. 09/811,542 which would extend beyond the expiration date of any patent based on U.S. application Serial No. 09/805,239, which application is also owned by Petitioner, and hereby agrees that any patent based on application Serial No. 09/811,542, shall be enforceable only for and during such period that application Serial No. 09/811,542 and any patent granted issuing from U.S. application Serial No. 09/805,239 are commonly owned. This agreement runs with any patent granted

on application Serial No. 09/811,542, and is binding upon the grantee, its successors or assigns.

Petitioner also states that the invention disclosed and claimed in application Serial No. 09/811,542 and the invention disclosed and claimed in application Serial No. 09/805,239, were commonly owned when the invention disclosed and claimed in the present application was made.

Petitioner further states that the evidentiary documents relating to the ownership of application Serial No. 09/811,542 and application Serial No. 09/805,239 have been reviewed and Petitioner certifies that to the best of its knowledge and belief, title is in Petitioner. The undersigned has reviewed all the documents in the chain of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

A check in the amount of \$110.00 to cover the fee for this paper is attached hereto.

This Terminal Disclaimer executed on behalf of the Assignee by the undersigned attorney of record, this 21st day of August, 2003.

Herbert B. Keil

Herbert B. Keil
Reg. No. 18,967